

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
HARRISONBURG DIVISION

UNITED STATES OF AMERICA	)	Civil Case No. 7:01cv00383
	)	Criminal Case No. 7:97cr00024-4
	)	
v.	)	<b><u>2255 FINAL ORDER</u></b>
	)	
<b>RAYED FAWZI ABED,</b>	)	<b>By: Michael F. Urbanski</b>
<b>Petitioner.</b>	)	<b>United States District Judge</b>

In accordance with the memorandum opinion entered this day, it is **ORDERED** and **ADJUDGED** that Abed's motion (Docket No. 18) is **CONSTRUED** as a motion to vacate, set aside, or correct sentence, pursuant to 28 U.S.C. § 2255, and the Clerk is **DIRECTED** to **DOCKET** it as such; the § 2255 motion is **DISMISSED** without prejudice as successive; Abed's request for appointment of counsel (Docket No. 19) is **DENIED**; and the case is **STRICKEN** from the active docket.

Further, the court finds that Abed has not made the requisite showing of the substantial denial of a constitutional right as required by 28 U.S.C. § 2253(c) and, therefore, a certificate of appealability is **DENIED**.

The Clerk is directed to send a copy of this Order and the accompanying Memorandum Opinion to petitioner.

Entered: October 21, 2014

*Michael F. Urbanski*

Michael F. Urbanski  
United States District Judge